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September 24, 2004

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Mail Stop Amendment
Art Unit 1773

Re: U.S. Reissue Utility Patent Application
Application No. 10/679,965; Filed: October 7, 2003
For: **Thromboresistant Coated Medical Device**
Inventors: Shah *et al.*
Our Ref: P296REI (1737.073REI0)

Sir:

Transmitted herewith for appropriate action are the following documents:

1. First Supplemental Information Disclosure Statement;
2. Form PTO-1449 (1 page) citing 11 documents;
3. Copies of cited documents AL1 and AM1; and
4. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Linda E. Alcorn

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LEA/M-R:krd
Enclosures

315212_1.DOC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

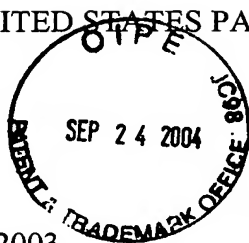
In re application of:

Shah *et al.*

Appl. No.: 10/679,965

Filed: October 7, 2003

For: **Thromboresistant Coated Medical Device**



Confirmation No.: 4574

Art Unit: 1773

Examiner: Nakarani, D.

Atty. Docket: P296REI (1737.073REI0)

First Supplemental Information Disclosure Statement

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

The numbering on this First Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' initial Information Disclosure Statement filed October 7, 2003, in the above-captioned application.

Applicant has listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicant reserves the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

This Information Disclosure Statement is being filed under 37 C.F.R. § 1.97(b) before the mailing date of a first Office Action on the merits. No statement or fee is required.

No copies of U.S. patents and patent application publications cited on the attached Form PTO-1449 are submitted in accordance with 1276 OG 55 because this application was filed after June 30, 2003.

Copies of cited documents AL1 and AM1 are submitted herewith.

It is expected that the Examiner will review the prosecution and cited art in U.S. Application No. 09/138,464, filed August 21, 1998, (now U.S. Patent No. 6,248,127, issued June 19, 2001) cited on the accompanying Form PTO-1449 as Document AH1, which the present reissue application is based upon, and indicate in the next communication from the office that the art cited in the earlier prosecution history has been reviewed in connection with the present application.

Applicants respectfully request that the Examiner review the prosecution and cited art in U.S. Application No. 09/137,699, filed August 20, 1999, (now U.S. Patent No. 6,361,819, issued March 26, 2002) cited on the accompanying Form PTO-1449 as Document AI1, which claimed priority to U.S. Application No. 09/138,464, filed August 21, 1998, (now U.S. Patent No. 6,248,127, issued June 19, 2001), which the present reissue application is also based

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Appl. No. 10/679,965

upon, and indicate in the next communication from the office that the art cited in the earlier prosecution history has been reviewed in connection with the present application.

The Examiner's attention is directed to the following co-pending patent application which is directed to related technical subject matter: U.S. Application No. 09/862,710, filed May 23, 2001, inventors Shah *et al.* The U.S. Patent Application Publication for this application is submitted herewith as Document AJ1. The identification of this U.S. patent application is not to be construed as a waiver of secrecy as to this application now or upon issuance of the present application as a patent. The Examiner is respectfully requested to consider the cited application and the art cited therein during examination.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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FORM PTO-1449

INFORMATION DISCLOSURE STATEMENT

ATTY. DOCKET NO.
P296REI (1737.073REI0)APPLICATION NO.
10/679,965FIRST NAMED INVENTOR
Chirag B. ShahFILING DATE
October 7, 2003ART UNIT
1773

U.S. PATENT DOCUMENTS

| EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLASS | SUB- CLASS | FILING DATE |
|---------------------|-----|--------------------|---------|-------------------------|-------|---------------|-------------|
| | | | | | | | |
| | AB1 | 4,844,986 | 07/1989 | Karakelle <i>et al.</i> | | | |
| | AC1 | 4,973,680 | 11/1990 | Bilmer | | | |
| | AD1 | 5,650,234 | 07/1997 | Dolence <i>et al.</i> | | | |
| | AE1 | 5,962,138 | 10/1999 | Kolluri <i>et al.</i> | | | |
| | AF1 | 6,048,695 | 04/2000 | Bradley <i>et al.</i> | | | |
| | AG1 | 6,107,416 | 08/2000 | Patnaik <i>et al.</i> | | | |
| | AH1 | 6,248,127 B1 | 06/2001 | Shah <i>et al.</i> | | | |
| | AI1 | 6,361,819 B1 | 03/2003 | Tedeschi <i>et al.</i> | | | |
| | AJ1 | 2001/0034336 | 10/2001 | Shah <i>et al.</i> | | | |
| | AK1 | | | | | | |

FOREIGN PATENT DOCUMENTS

| EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUB- CLASS | TRANSLATION |
|---------------------|-----|--------------------|------|---------|-------|---------------|-------------|
| | AL1 | EP 0 581 576 A1 | | Europe | | | Yes No |
| | AM1 | WO 96/24392 | | PCT | | | Yes No |
| | AN1 | | | | | | Yes No |
| | AO1 | | | | | | Yes No |
| | AP1 | | | | | | Yes No |

OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

| | | | |
|--|----|---|--|
| | AR | 1 | |
| | AS | 1 | |
| | AT | 1 | |

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| EXAMINER | DATE CONSIDERED |
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.